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BEFORE THE  
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PUBLIC UTILITIES  
COMMISSION

2005 JUN 14 P 1:46

FILED

In the Matter of the Application of )  
 )  
HAWAIIAN ELECTRIC COMPANY, INC. )  
 )  
For Approval of Rate Increases and )  
Revised Rate Schedules and Rules, and for )  
Approval and/or Modification of Demand- )  
Side and Load Management Programs and )  
Recovery of Program Costs and DSM Utility )  
Incentives. )  
 )

DOCKET NO. 04-0113

DEPARTMENT OF DEFENSE'S  
SUBMISSION OF PROTECTIVE AGREEMENTS  
PURSUANT TO ORDER NO. 21859

AND

CERTIFICATE OF SERVICE

---

RANDALL Y.K. YOUNG  
Associate Counsel (Code 09C)  
Naval Facilities Engineering Command, Pacific  
258 Makalapa Drive, Suite 100  
Pearl Harbor, HI 96860-3134  
Telephone (808) 474-5514

ATTORNEY FOR  
DEPARTMENT OF DEFENSE

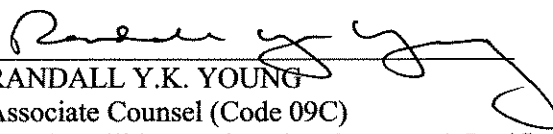
BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Application of	)	
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HAWAIIAN ELECTRIC COMPANY, INC.	)	DOCKET NO. 04-0113
	)	
For Approval of Rate Increases and	)	
Revised Rate Schedules and Rules, and for	)	
Approval and/or Modification of Demand-	)	
Side and Load Management Programs and	)	
Recovery of Program Costs and DSM Utility	)	
Incentives.	)	
	)	

DEPARTMENT OF DEFENSE'S  
SUBMISSION OF PROTECTIVE AGREEMENTS  
PURSUANT TO ORDER NO. 21859

COMES NOW, DEPARTMENT OF DEFENSE, by and through its undersigned attorney, pursuant to section 14 of Order No. 21859 filed in this matter on June 7<sup>th</sup>, 2005, and hereby submits copies of the agreement attached as Exhibit A to Order No. 21859, executed by Maurice Brubaker, Donald Coates, Kay Davoodi, Stephen Hill, Ralph Smith, Makda Solomon, and Randall Young. All of the aforesaid persons are "Qualified Persons" as defined in Order No. 21859.

DATED: Honolulu, Hawaii, June 14 2005.

  
RANDALL Y.K. YOUNG  
Associate Counsel (Code 09C)  
Naval Facilities Engineering Command, Pacific  
258 Makalapa Drive, Suite 100  
Pearl Harbor, HI 96860-3134  
Telephone (808) 474-5514

ATTORNEY FOR  
DEPARTMENT OF DEFENSE

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, MAURICE BRUBAKER, have been presented with a copy of Protective Order No. 21859, issued by the Public Utilities Commission in Docket No. 04-0113 on the 7th day of June, 2005 ("Protective Order").

2. I am employed, retained or assisting NAVY / DOD in Docket No. 04-0113, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist NAVY / DOD as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate and paragraph 18 in the case of rendering assistance to the DOD), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to NAVY / DOD, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to Hawaiian Electric Co., Inc., and I shall abide by the provisions in paragraph 29 of the Protective Order, unless otherwise permitted by

paragraphs 30 and 31 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at June 7, 2005

M. E. Brudaker  
Signature

M. E. BRUDAKER  
BRUDAKER & ASSOCIATES, INC  
1215 FARMRIDGE PARKWAY  
ST LOUIS MO 63141  
Address

(314) 275-7007  
Telephone Number

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Donald B Coates, have been presented with a copy of Protective Order No. 21859, issued by the Public Utilities Commission in Docket No. 04-0113 on the 7th day of June, 2005 ("Protective Order").

2. I am employed, retained or assisting DOD in Docket No. 04-0113, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist DOD as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate and paragraph 18 in the case of rendering assistance to the DOD), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to DOD, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to Hawaiian Electric Co., Inc., and I shall abide by the provisions in paragraph 29 of the Protective Order, unless otherwise permitted by

paragraphs 30 and 31 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at 5/25/05.



Signature

Utility Rates & Studies office

NAVFAC Washington - 1314 Harwood St. S.E

Washington Navy Yard, DC 20374 - 5018  
Address

(202) 685-3320

Telephone Number

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Kay Darood, have been presented with a copy of Protective Order No. 21859, issued by the Public Utilities Commission in Docket No. 04-0113 on the 7<sup>th</sup> day of June, 2005 ("Protective Order").

2. I am employed, retained or assisting DOD in Docket No. 04-0113, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist DOD as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate and paragraph 18 in the case of rendering assistance to the DOD), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to DOD, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to Hawaiian Electric Co., Inc., and I shall abide by the provisions in paragraph 29 of the Protective Order, unless otherwise permitted by

paragraphs 30 and 31 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at 5/25/05.

  
Signature

Utility Rates & studies office  
NAVFAC Washington - 1314 Harwood St. S.  
Washington Navy Yard, DC 20374-5018  
Address

(202) 685-3319  
Telephone Number



EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Stephen G. Hill, have been presented with a copy of Protective Order No. 21859, issued by the Public Utilities Commission in Docket No. 04-0113 on the 7th day of June, 2005 ("Protective Order").

2. I am employed, retained or assisting DOD/Navy in Docket No. 04-0113, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist DOD/Navy as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate and paragraph 18 in the case of rendering assistance to the DOD), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to DOD/Navy, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to Hawaiian Electric Co., Inc., and I shall abide by the provisions in paragraph 29 of the Protective Order, unless otherwise permitted by

paragraphs 30 and 31 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at June 7, 2005

Stephen G. Hill  
Signature

PO Box 587

4th Benedict Rd.

Harrison WV 25526  
Address

(304) 562-3645  
Telephone Number

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Ralph Smith, have been presented with a copy of Protective Order No. 21859, issued by the Public Utilities Commission in Docket No. 04-0113 on the 7<sup>th</sup> day of June, 2005 ("Protective Order").

2. I am employed, retained or assisting Navy/DOD in Docket No. 04-0113, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist Navy / DOD as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate and paragraph 18 in the case of rendering assistance to the DOD), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to Navy / DOD, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to Hawaiian Electric Co., Inc., and I shall abide by the provisions in paragraph 29 of the Protective Order, unless otherwise permitted by

paragraphs 30 and 31 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at 5/27/05.

Ralph C. Smith  
Signature

Ralph C. Smith  
Consultant to Navy 1000  
Larkin & Associates PLLC

15728 Farmington Road  
Address  
Livonia, MI 48154

(734) 522-3420  
Telephone Number

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Makda Solomon, have been presented with a copy of Protective Order No. 21859, issued by the Public Utilities Commission in Docket No. 04-0113 on the 7th day of June, 2005 ("Protective Order").

2. I am employed, retained or assisting DOD in Docket No. 04-0113, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist DOD as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate and paragraph 18 in the case of rendering assistance to the DOD), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to DOD, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to Hawaiian Electric Co., Inc., and I shall abide by the provisions in paragraph 29 of the Protective Order, unless otherwise permitted by

paragraphs 30 and 31 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at 5/25/05.

Markda Solomon  
Signature

Utility Rates & Studies office

NAVFAC Washington - 1314 Harwood St. SE.

Washington Navy Yard, DC 20374 - 5018  
Address

(202) 685-0024  
Telephone Number

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, Randall Young, have been presented with a copy of Protective Order No. 21859, issued by the Public Utilities Commission in Docket No. 04-0113 on the 7<sup>th</sup> day of June, 2005 ("Protective Order").

2. I am employed, retained or assisting DOD in Docket No. 04-0113, am a "Qualified Person" pursuant to Paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.

3. I understand the confidential information covered by the Protective Order is to be used solely to assist DOD as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate and paragraph 18 in the case of rendering assistance to the DOD), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.

4. I further understand that at the conclusion of my assistance to DOD, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to Hawaiian Electric Co., Inc., and I shall abide by the provisions in paragraph 29 of the Protective Order, unless otherwise permitted by

paragraphs 30 and 31 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at 6/2/05.

  
Signature

NAUFAC Pacific Code 09C

258 Makalapa Drive, Suite 100

Pearl Harbor, HI 96860-3134  
Address

(808) 474-5514  
Telephone Number



CERTIFICATE OF SERVICE

I hereby certify that one copy of the foregoing DEPARTMENT OF DEFENSE'S  
SUBMISSION OF PROTECTIVE AGREEMENTS PURSUANT TO ORDER NO. 21859  
was duly served upon the following parties, by personal service, hand-delivery, and/or U.S. mail,  
postage prepaid, and properly addressed pursuant to HAR sec. 6-61-21(d).

William A. Bonnet  
Vice President, Government and Community Affairs  
Hawaiian Electric Company, Inc.  
P.O. Box 2750  
Honolulu, Hawaii 96840


Patsy H. Nanbu  
Director, Regulatory Affairs  
Hawaiian Electric Company, Inc.  
P.O. Box 2750  
Honolulu, Hawaii 96840

Thomas W. Williams, Jr., Esq.  
Peter Y. Kikuta, Esq.  
Goodsill Anderson Quinn & Stifel  
1800 Alii Place  
1099 Alakea Street  
Honolulu, Hawaii 96813

Department of Commerce and Consumer Affairs  
State of Hawaii  
Division of Consumer Advocacy  
335 Merchant Street, Room 326  
Honolulu, Hawaii 96813

6 Copies

DATED: Honolulu, Hawaii, June 14, 2005

  
RANDALL Y.K. YOUNG  
Associate Counsel  
Naval Facilities Engineering Command,  
Pacific